IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.634 of 2005

In

APPEAL FROM ORDER NO.200 OF 2005

Municipal Corporation of Gr.Mumbai
& ors. .. Appllicants

versus

Haresh Saigal .. Respondent

...

Mrs.Geeta Joglekar for the applicant nos.1 and 2.

None present for the respondent.

CORAM : B.H. MARLAPALLE,J

DATED : 30th September 2005

P.C.:

1. Heard Mrs.Joglekar, the learned counsel for the applicant Corporation.

2. This application has been taken out praying for modification of the status quo order dated 1.2.2005 passed by this Court and for preventing the

respondent i.e. original appellant from carrying out any business activity without giving licence/permission from the Corporation. Both these prayers do not survive now as Appeal from Order no.20 of 2005 has been dismissed as infructuous today. So far as prayer for proceeding against the plaintiff under Order 399 Rule 2A of the Code of Civil Procedure is concerned, the Corporation may apply to the trial Court in the pending Civil Suit, if so advised.

3. Save and except the above liberty, application is dismissed as infructuous.

B.H.MARLAPALLE, J